

SUPREME COURT OF FLORIDA

CASE NO.: SC96629

INQUIRY CONCERNING A JUDGE, NO. 99-09

RE: PATRICIA A. KINSEY

Respondent's Notice of Supplemental Authority

Respondent, pursuant to Rule 9.225, Florida Rules of Appellate Procedure, gives notice of the United States District Court for the Northern District of New York's decision in Spargo v. New York State Commission on Judicial Conduct, case number 1:02-CV-1320, issued February 20, 2003.

This decision supports respondent's contention the statements made in her campaign brochures and radio interview were protected speech under the First Amendment to the Constitution of the United States. A copy of the decision is attached to this notice.

* * * * *

I certify copies of the foregoing have been furnished to:

Honorable James E. Jorgenson
Chairman, Hearing Panel
Third District Court of Appeal
2001 SW 117th Avenue
Miami, Florida 33175

Lansing C. Scriven
Special Counsel
442 W. Kennedy Blvd.
Tampa, Florida 33606-1494

John R. Beranek
Counsel to Hearing Panel
Ausley & McMullen
Post Office Box 391
Tallahassee, Florida 32302

Marvin E. Barkin
Special Counsel
Post Office Box 1102
Tampa, Florida 33601-1102

Thomas C. MacDonald, Jr.
General Counsel
100 North Tampa Street, Suite 2100
Tampa, Florida 33602

Brooke Kennerly
Judicial Qualifications Commission
1110 Thomasville Road
Tallahassee, Florida 32303

by United States' mail on March 12, 2003.

Roy M. Kinsey, Jr. (147749)
Kinsey, Troxel, Johnson & Walborsky, P.A.
438 East Government Street
Pensacola, Florida 32501
(850) 434-5267
Attorney for Judge Patricia A. Kinsey